

U.S. District Court
Eastern District of Louisiana (New Orleans)
CIVIL DOCKET FOR CASE #: 2:18-cv-03881-BWA-JVM

Carroll v. U.S. Department of Interior
Assigned to: Judge Barry W Ashe
Referred to: Magistrate Judge Janis van Meerveld
Cause: 05:552 Freedom of Information Act

Date Filed: 04/11/2018
Jury Demand: None
Nature of Suit: 890 Other Statutory Actions
Jurisdiction: Federal Question

Plaintiff

Robert H Carroll

represented by **Robert H Carroll**
1402 N. Causeway Boulevard
Apartment 300
Mandeville, LA 70471
865-387-8744
PRO SE

V.

Defendant

U.S. Department of Interior
Through Ryan Zinke, Secretary

represented by **Mary Katherine Kaufman**
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TERMINATED: 11/20/2018

| Date Filed | # | Docket Text |
|------------|----------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 04/11/2018 | <u>1</u> | COMPLAINT against U.S. Department of Interior (Filing fee \$ 400) filed by Robert H Carroll. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Exhibits 1-4)(sa) (Entered: 04/12/2018) |
| 04/18/2018 | <u>2</u> | Request of Summons Issued as to U.S. Department of Interior filed by Robert H Carroll re <u>1</u> Complaint. (sa) (Entered: 04/19/2018) |
| 04/19/2018 | <u>3</u> | Summons Issued as to U.S. Department of Interior. (Attachments: # <u>1</u> Summons, # <u>2</u> Summons)(sa) (Entered: 04/19/2018) |

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| 05/02/2018 | <u>4</u> | SUMMONS Returned Executed; U.S. Department of Interior served on 4/30/2018, answer due 6/29/2018. (sa) (Entered: 05/02/2018) |
| 05/02/2018 | <u>5</u> | SUMMONS Returned Executed; U.S. Department of Interior served through U.S. Attorney General Department of Justice on 4/30/2018. (sa) (Entered: 05/02/2018) |
| 05/02/2018 | <u>6</u> | SUMMONS Returned Executed; U.S. Department of Interior served through U.S. Attorney's Office on 4/24/2018. (sa) (Entered: 05/02/2018) |
| 05/24/2018 | <u>7</u> | EXPARTE/CONSENT MOTION for Extension of Time to Answer by U.S. Department of Interior. (Attachments: # <u>1</u> Proposed Order)Attorney K. Paige O'Hale added to party U.S. Department of Interior(pty:dft).(O'Hale, K.) (Entered: 05/24/2018) |
| 05/25/2018 | <u>8</u> | TEXT ORDER granting <u>7</u> Motion for Extension of Time to Answer re <u>1</u> Complaint as to U.S. Department of Interior answer due 6/14/2018. Signed by Judge Jane Triche Milazzo on 5/25/18. (ecm) (Entered: 05/25/2018) |
| 06/14/2018 | <u>9</u> | ANSWER to <u>1</u> Complaint by U.S. Department of Interior.(O'Hale, K.) (Entered: 06/14/2018) |
| 06/21/2018 | <u>10</u> | RESPONSE to Defendant's Answer and Defenses (Rec. Doc. <u>9</u>), and MOTION to Compel Preparation of a Vaughn Index by Robert H Carroll. (sa) (Entered: 06/25/2018) |
| 07/03/2018 | <u>11</u> | ORDER REFERRING MOTION: <u>10</u> MOTION to Compel Vaughn Index filed by Robert H Carroll. Motion(s) referred to Janis van Meerveld.. Signed by Judge Jane Triche Milazzo. (NEF: JVM)(ecm) (Entered: 07/03/2018) |
| 07/05/2018 | <u>12</u> | ORDER: IT IS ORDERED that <u>10</u> MOTION to Compel Preparation of a Vaughn Index is set for submission on 7/25/2018. Defendant's memorandum in opposition shall be filed on or before 7/17/2018. Plaintiff's memorandum in reply, if any, shall be filed by 7/25/2018. Signed by Magistrate Judge Janis van Meerveld on 7/5/2018.(ajn) (Entered: 07/05/2018) |
| 07/17/2018 | <u>13</u> | RESPONSE/MEMORANDUM in Opposition filed by U.S. Department of Interior re <u>10</u> MOTION to Compel <i>Vaughn Index</i> . (O'Hale, K.) (Entered: 07/17/2018) |
| 07/25/2018 | <u>14</u> | REPLY Memorandum filed by Robert H Carroll in Support of <u>10</u> MOTION to Compel a Vaughn Index. (sa) (Entered: 07/25/2018) |
| 08/09/2018 | <u>15</u> | ORDER AND REASONS denying <u>10</u> Motion to Compel, as premature for reasons stated herein. Signed by Magistrate Judge Janis van Meerveld on 8/9/2018. (caa) (Entered: 08/09/2018) |
| 08/21/2018 | <u>16</u> | SCHEDULING CONFERENCE NOTICE: Scheduling Conference set for 9/4/2018 02:00 PM before case manager by telephone. The Court will initiate the telephone conference call. Issued by case manager.(ecm) (Entered: 08/21/2018) |
| 09/04/2018 | <u>17</u> | SCHEDULING ORDER: Telephone Status Conference set for 10/11/2018 02:30 PM before Judge Jane Triche Milazzo. All discovery must be completed by 2/4/2019. Counsel for the Government shall initiate the call and contact the undersigned's chambers at (504) 589-7585 once all parties are on the line. Final Pretrial Conference set for 4/3/2019 02:00 PM before Judge Jane Triche Milazzo. 1 day Bench Trial set for 4/24/2019 08:30 AM before Judge Jane Triche Milazzo. Issued by case manager. (Attachments: # <u>1</u> Pretrial Notice Form)(ecm) (Entered: 09/04/2018) |
| 09/11/2018 | <u>18</u> | ORDER TRANSFERRING CASE. Case transferred to Judge Barry W Ashe. Judge Jane Triche Milazzo no longer assigned to case. Signed by Chief Judge Nannette Jolivette Brown on 9/10/2018.(clc) (Entered: 09/11/2018) |
| 09/17/2018 | <u>19</u> | **DEFICIENT** MOTION for Summary Judgment by Robert H Carroll. (Attachments: # <u>1</u> Memorandum in Support)(clc) (Entered: 09/17/2018) |
| 09/17/2018 | <u>20</u> | NOTICE OF DEFICIENT ProSe DOCUMENT: re <u>19</u> Motion for Summary Judgment. Please see attached letter for steps needed to remedy deficiency. Deficiency remedy due by 10/9/2018. (clc) (Entered: 09/17/2018) |
| 09/25/2018 | <u>21</u> | MOTION for Summary Judgment by Robert H Carroll. Motion(s) will be submitted on 10/11/2018. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Proposed Order, # <u>3</u> Notice of Submission)(clc) (Entered: 09/25/2018) |

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| 10/01/2018 | <u>22</u> | ORDER : ORDERED that the status conference scheduled for Thursday, October 11, 2018, at 2:30 p.m., is cancelled. Signed by Judge Barry W Ashe on 10/1/18.(clc) (Entered: 10/02/2018) |
| 10/02/2018 | <u>23</u> | RESPONSE/MEMORANDUM in Opposition filed by U.S. Department of Interior re <u>21</u> MOTION for Summary Judgment . (O'Hale, K.) (Entered: 10/02/2018) |
| 11/19/2018 | <u>24</u> | EXPARTE/CONSENT Joint MOTION to Substitute Attorney. Attorney Sharon Smith to be substituted in place of K. Paige O'Hale by U.S. Department of Interior. (Attachments: # <u>1</u> Proposed Order)Attorney Sharon Denise Smith added to party U.S. Department of Interior(pty:dft).(Smith, Sharon) Modified text on 11/20/2018 (sa). (Entered: 11/19/2018) |
| 11/20/2018 | <u>25</u> | ORDER granting <u>24</u> Motion to Substitute Attorney. IT IS ORDERED that attorney Sharon Denise Smith is substituted in place of attorney K. Paige O'Hale as attorney for defendant, U.S. Department of Interior. Signed by Judge Barry W Ashe on 11/20/2018. (sa) (Entered: 11/20/2018) |
| 12/31/2018 | <u>26</u> | EXPARTE/CONSENT MOTION to Stay and Extend Certain Deadlines by U.S. Department of Interior. (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Proposed Order)(Smith, Sharon) (Additional attachment(s) added on 12/31/2018: # <u>3</u> Certificate of Service) (clc). (Entered: 12/31/2018) |
| 01/02/2019 | <u>27</u> | ORDER: ORDERED that the dates set by the <u>17</u> Scheduling Order remain in force, unless otherwise ordered by the Court. FURTHER ORDERED that the parties use Section M's Pretrial Notice and the dates set forth therein, to the extent they do not conflict with the previously issued Scheduling Order, to prepare for trial. Signed by Judge Barry W Ashe on 1/2/19. (Attachments: # <u>1</u> Pretrial Notice)(clc) (Entered: 01/02/2019) |
| 01/02/2019 | <u>28</u> | ORDER GRANTING <u>26</u> Motion to Stay and Extend Certain Deadlines in Light of Lapse in Appropriations. The deadlines stated herein are stayed until funding is restored to the Department of Justice and the Federal Defendant. Counsel for the Federal Defendant will notify the Court when funding has been restored. Upon restoration of funding, the foregoing deadlines will be extended by an amount of time equal to the duration of the lapse. Signed by Judge Barry W Ashe on 1/2/19. (clc) (Entered: 01/02/2019) |
| 01/29/2019 | <u>29</u> | EXPARTE/CONSENT MOTION to Lift Stay and Re-Set Certain Deadlines in Light of the Resumption in Appropriations and in Accordance with the Court's Prior Order by U.S. Department of Interior. (Attachments: # <u>1</u> Proposed Order)(Smith, Sharon) (Entered: 01/29/2019) |
| 01/30/2019 | <u>30</u> | ORDER granting <u>29</u> MOTION to Lift Stay and Re-Set Certain Deadlines. IT IS ORDERED that the Motion is GRANTED, the stay is hereby LIFTED, and the deadlines are re-set as follows: Deadline for defendant to submit written expert reports to plaintiff – February 8, 2019; Deadline for all parties to file witness and exhibit lists – February 8, 2019; Deadline for filing non-evidentiary pretrial motions – March 20, 2019; and Submission date for non-evidentiary pretrial motions – April 4, 2019. Signed by Judge Barry W Ashe on 1/30/2019.(sa) (Entered: 01/30/2019) |
| 02/20/2019 | <u>31</u> | EXPARTE/CONSENT MOTION to Enroll as Counsel of Record by U.S. Department of Interior. (Attachments: # <u>1</u> Proposed Order)Attorney Mary Katherine Kaufman added to party U.S. Department of Interior(pty:dft).(Kaufman, Mary Katherine) (Entered: 02/20/2019) |
| 02/21/2019 | <u>32</u> | ORDER granting <u>31</u> Motion to Enroll as Counsel of Record. IT IS ORDERED that AUSA Mary Katherine Kaufman is enrolled as additional United States' counsel of record. Signed by Judge Barry W Ashe on 2/21/2019. (sa) (Entered: 02/21/2019) |